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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ashkenazi et al.

Attorney's Docket No: 39780-2630P1C74

Serial No: 10/020,445

Group Art Unit: 1647

Filed: October 24, 2001

Examiner: Seharaseyon, Jegatheesan

For: **SECRETED AND TRANSMEMBRANE POLYPEPTIDES AND NUCLEIC ACIDS
ENCODING THE SAME**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

DECLARATION OF AUDREY GODDARD, Ph.D.,
PAUL J. GODOWSKI, Ph.D., AUSTIN GURNEY, Ph.D.,
MARGARET ROY and WILLIAM I. WOOD, Ph.D.
UNDER 37 CFR 1.131

We, Audrey Goddard, Ph.D., Paul J. Godowski, Ph.D., Austin Gurney, Ph.D., Margaret Roy and William I. Wood, Ph.D. do hereby declare and say as follows:

1. We are the inventors of the above-identified application.
2. We have read and understood the claims pending in this application, and are aware that the claims have been rejected as anticipated by Kedra *et al.*, "Homo Sapiens mRNA for Synaptogyrin 2," Accession No. AJ002308, published on March 3, 1998.
3. We conceived and reduced to practice the polypeptide designated as PRO615 (SEQ ID NO:162) encoded by the nucleic acid sequences claimed in the above-identified application in the United States prior to March 3, 1998.
4. At the time the PRO615 polypeptide was cloned and sequenced, one of the inventors, Austin Gurney, was responsible for overseeing the cloning of cDNAs which encoded novel polypeptides, including the cDNA claimed in the above-identified application that encoded the PRO615 polypeptide (SEQ ID NO: 162).
5. At the time the PRO615 polypeptide was cloned and sequenced, one of the inventors, Audrey Goddard, was, as still is, responsible for overseeing the sequencing of novel